

A CONCURRENT RESOLUTION

1 Disapproving the Environmental Quality Board regulations on a
2 CO2 Budget Trading Program.

3 WHEREAS, The Environmental Quality Board proposed at 50 Pa.B.
4 6212 (November 7, 2020) regulations on a CO2 Budget Trading
5 Program in accordance with sections 5(a)(1) and (8) and 6.3 of
6 the act of January 8, 1960 (1959 P.L.2119, No.787), known as the
7 Air Pollution Control Act; and

8 WHEREAS, On July 13, 2021, the Environmental Quality Board
9 approved "CO2 Budget Trading Program" Regulations (Environmental
10 Quality Board Regulation #7-559 and Independent Regulatory
11 Review Commission #3274) (regulations); and

12 WHEREAS, On August 18, 2021, the Environmental Resources and
13 Energy Committee of the Senate, in accordance with section
14 5.1(j.2) of the act of June 25, 1982 (P.L.633, No.181), known as
15 the Regulatory Review Act, voted to disapprove the regulations;
16 and

17 WHEREAS, On September 1, 2021, notwithstanding the

1 disapproval of the Senate Oversight Committee, the Independent
2 Regulatory Review Commission (IRRC) voted to approve the
3 regulations; and

4 WHEREAS, In a letter dated September 1, 2021, the IRRC
5 notified the Environmental Resources and Energy Committee of the
6 Senate that the IRRC adopted an order approving the regulations;
7 and

8 WHEREAS, The Environmental Resources and Energy Committee of
9 the Senate has determined that the submitted regulations should
10 be disapproved by the General Assembly; and

11 WHEREAS, The Environmental Resources and Energy Committee of
12 the Senate is reporting this resolution under section 7(d) of
13 the Regulatory Review Act for action by the Senate, which shall
14 have 30 calendar days or 10 legislative days, whichever is
15 longer, from the date on which the concurrent resolution has
16 been reported to adopt the concurrent resolution; and

17 WHEREAS, The House of Representatives shall have 30 calendar
18 days or 10 legislative days, whichever is longer, from the date
19 on which the concurrent resolution has been adopted by the
20 Senate to adopt the concurrent resolution; therefore be it

21 RESOLVED (the House of Representatives concurring), That the
22 General Assembly disapprove the Environmental Quality Board
23 regulations on a CO2 Budget Trading Program; and be it further

24 RESOLVED, That, in accordance with section 7(d) of the
25 Regulatory Review Act, this resolution constitute a bar to
26 promulgation of the regulations.